

## **REGISTER OF CLASSIFICATION DECISIONS**

|   |                              |
|---|------------------------------|
| <b>Title of Publication:</b>  | pic 1704.jpg                 |
| <b>Other Known Title:</b>   | Not Stated                   |
| <b>Format:</b>  | Computer Image File Printout |
| <b>Director/Author:</b>   | Not Applicable               |
| <b>Producer/Publisher:</b>  | Not Applicable               |
| <b>Country of Origin:</b>   | Not Stated                   |
| <b>Language:</b>  | Not Applicable               |
| <b>Applicant:</b>   | Comptroller of Customs       |
| <b>Distributor:</b>   | Not Applicable               |
| <b>Classification:</b>  | Objectionable.               |
| <b>Descriptive Note:</b>  | Not Applicable               |
| <b>Display Conditions:</b>  | Not Applicable               |
| <b>Date of entry in Register:</b>   | 16 July 2007                 |
| <b>Date of direction to issue a label:</b>  | Not Applicable               |
| <b>OFLC No:</b>   | 701276                       |
| <b>Excisions:</b>   | Not Applicable               |
| <b>Reasons for excisions:</b>   |                              |
| Not Applicable  |                              |
| <b>Summary of reasons<br/>for classification:</b>                                       |                              |
| The computer image file printout <i>pic 1704.jpg</i> is classified as:<br>Objectionable |                              |

The publication is a printout of a computer image file that contains a naked depiction of a boy whose appearance suggests that he is 12-14 years old. The boy is posed in an overtly sexual manner making a sexual reading of the image unavoidable. By presenting a sexualised image of a boy who appears to be in his early teenage years, the publication encourages a sexual interest in young persons. It also advances the idea that young persons are ready for adult forms of sexual activity.

The classification of this publication interferes with the freedom of expression, as set out in section 14 of the New Zealand Bill of Rights Act 1990. This outcome is consistent, however, with Parliament's intention that publications falling under section 3(2) of the Films, Videos, and Publications Classification Act 1993 are deemed to be objectionable. The classification is also a reasonable limitation on the freedom of expression that reflects the concern of a free and democratic society to limit the availability of publications that promote and support the exploitation of young persons for sexual purposes.